

MISSOURI AIR CONSERVATION COMMISSION
P.O. Box 176
Jefferson City, Mo 65102

May 27, 2010

Missouri Congressional Delegates
Washington DC 20515

Dear Senators and Representatives:

The Missouri Air Conservation Commission (MACC) is a citizen body charged by the State of Missouri with the administration of the Missouri Air Conservation Law. We work closely with the Missouri Department of Natural Resources' Air Pollution Control Program to administer and enforce the department's regulations and programs. Our overriding goal is to maintain both the air quality and economic vitality of our state

The Environmental Protection Agency's (EPA) proposal to regulate greenhouse gasses (GHG) under the Clean Air Act is creating much controversy and heated debate in Missouri, it comes at a time of a \$900 million decrease in state revenues, unprecedented cuts in the states budget, a crippled economy, and an unemployment rate of almost 10%. The MACC Legitimately fears the profound and adverse economic impact the EPA's regulation of stationary source GHG will have on Missouri's farms, businesses and families.

The Missouri Department of Natural Resources' Air Pollution Control Program was forced to eliminate 10% of their staff due to funding shortfalls just last month and is potentially facing more rounds of deep budget cuts in the next fiscal year.

On December 18, 2009 the Director of Missouri's Air Pollution Control Program submitted written comments in Docket ID No. EPA-HQ-OAR-2009-0517 that while indicating general support for EPA's phased-in approach in their proposed rule, outlined numerous practical and financial problems for the state if the rule is implemented. The members of the MACC share these very real and legitimate concerns.

In accordance with our statutory mandate, MACC is carefully reviewing the provisions of Missouri's Clean Air Law in light of EPA's currently proposed regulations. This review ultimately may require the assistance of the Missouri Attorney General to sort out our current statutory authorizations and procedures, and in the end, may well require statutory changes by the Missouri legislature. As noted in the Air Director's comments, this could take several years. MACC also is mindful of the great uncertainty created by all the competing legislative proposals circulating at the federal level. Missouri simply does not have the financial and other necessary resources to commit to one path only to be subsequently required to change course and start down another.

For these reasons, the MACC urges Congress to complete its work and if not indefinitely postpone, at least delay, any further action toward EPA regulation of GHGs under the Clean Air Act.

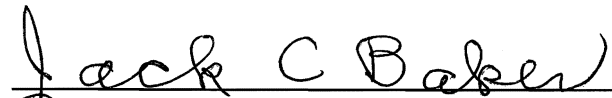
Sincerely,



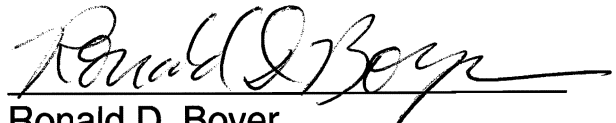
Kevin L. Rosenbohm
Chairman



Mark S. Garnett
Vice Chairman



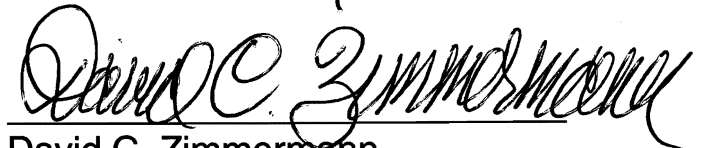
Jack C. Baker
Commissioner



Ronald D. Boyer
Commissioner



Gary J. Pendergrass
Commissioner



David C. Zimmermann
Commissioner

CC: Ms. Lisa Jackson, Administrator, U.S. EPA
Governor Jeremiah Nixon, State of Missouri
Attorney General Chris Koster, State of Missouri